

Atty. Dkt. No. 085747-0299

182

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bradford Van Wagenen et al.

Title: HETEROPOLYCYCLIC COMPOUNDS AND THEIR USE AS
METABOTROPIC GLUTAMATE RECEPTOR ANTAGONISTS

Appl. No.: 10/699,563

Filing Date: 11/3/2003

Examiner: Not yet assigned

Art Unit: 1614

**TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed 09/30/2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

☐ Declaration and Power of Attorney (___ pages)

Any attached specification is a copy of the specification and any amendments thereto which were filed in the U.S. Patent and Trademark Office in order to obtain a filing date for the application.

☒ Return Copy of Notice to File Missing Parts

☒ Preliminary Amendment

02/17/2005 SZEWDIE1 00000119 10699563

04 FC:1253

1020.00 0P

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

- ☐ Extension for response filed within the first month
☐ Extension for response filed within the second month
☒ Extension for response filed within the third month
☐ Extension for response filed within the fourth month
☐ Extension for response filed within the fifth month

☐ Other:

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Filing Fee				\$790.00	\$790.00
					0
Total Claims:	32	- 20	= 12	x \$50.00	= \$600.00
Independent ents:	2	- 3	= 0	x \$200.00	= \$0.00
If any Multiple Dependent Claim(s) present:				+ \$360.00	= \$0.00
Surcharge under 37 CFR 1.16(e) for late payment of filing fee				+ \$130.00	= \$130.00
<input checked="" type="checkbox"/> Extension fee for response filed within the third month:				+ \$1,020.00	= \$1,020.00
				SUBTOTAL:	= \$2,540.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):					= 0
				TOTAL FILING FEE:	= \$2,540.00
Processing Fee under 37 CFR 1.17(i) for Late Filing of English Translation of Application:				+ \$130.00	= \$0.00
				TOTAL FEE	= \$2,540.00
Difference to pay:				- \$0.00	- \$2,540.00

☒ Check in the amount of \$2,540.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

☐ Please charge Deposit Account No. 19-0741 in the amount of \$2,540.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

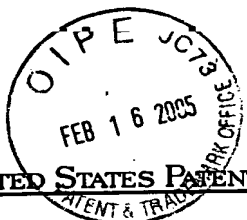
Respectfully submitted,

Date 16 February 2005

FOLEY & LARDNER LLP
Customer Number: 22428
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By Stephen A. Bent

Stephen A. Bent
Attorney for Applicant
Registration No. 29,768



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/699,563	11/03/2003	Bradford Van Wagenen	085747-0299

CONFIRMATION NO. 1604

FORMALITIES LETTER



OC00000013943899

22428
 FOLEY AND LARDNER
 SUITE 500
 3000 K STREET NW
 WASHINGTON, DC 20007

Date Mailed: 09/30/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$1718 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$2618 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$1718

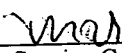
02/17/2005 SZEWDIE1 00000119 10699563

01 FC:1001	790.00 OP
02 FC:1051	130.00 OP
03 FC:1202	600.00 OP

- \$602 for 7 independent claims over 3.
- \$1116 for 62 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE